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8 UNITED STATES DISTRICT COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA  
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11 In re: NORTH PLAZA, LLC,

12 Debtor

CASE NO. 08-CV-1194 W (CAB)

BANKRUPTCY NO. 04-00769-PB11

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14 DYNAMIC FINANCE  
15 CORPORATION et. al.,

16 Appellants,

17 vs.

**ORDER ESTABLISHING  
BRIEFING SCHEDULE ON  
APPEAL**

18 CHAPTER 11 TRUSTEE RICHARD  
19 KIPPERMAN,

Appellee.

20 On July 7, 2008 Appellee Richard Kipperman ("Appellee"), Chapter 11  
21 Bankruptcy Trustee of the North Plaza, LLC bankruptcy estate, elected to have  
22 Appellant Dynamic Finance Corporation et. al.'s ("Appellant") appeal heard by this  
23 District Court pursuant to 28 U.S.C. § 158(c)(1)(B). (Doc. No. 1.) Appellant appeals  
24 United States Bankruptcy Judge Peter W. Bowie's May 30, 2008 Order compelling  
25 production of documents that Appellants argue are protected by attorney-client  
26 privilege.

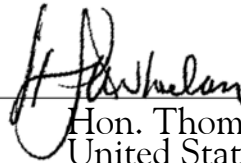
27 On July 11, 2007, after unsuccessfully petitioning the Bankruptcy Court,  
28 Appellants moved this Court for an order staying Judge Bowie's May 30, 2008 Order

1 until the appeal is exhausted. (Doc. No. 3.) That motion is currently pending and the  
2 parties and Court have settled on an expedited briefing schedule. Additionally, both  
3 parties have reasonably agreed to stay Judge Bowie's Order until July 25, 2008, and the  
4 Court anticipates deciding Appellants' motion to stay by that time. Unless otherwise  
5 notified, the Court takes the matter under submission and without oral argument. See  
6 S.D. Cal. Civ. R. 7.1(d)(1).

7 In order to prevent further disruption to the bankruptcy proceedings, however,  
8 the Court chooses to hear the merits of the appeal on an expedited briefing schedule.  
9 Specifically, Appellants shall file and serve their opening brief by August 4, 2008.  
10 Appellees shall file and serve any reply by August 18, 2008. Unless otherwise  
11 notified, the Court takes the matter under submission and without oral argument. See  
12 S.D. Cal. Civ. R. 7.1(d)(1).

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14 **IT IS SO ORDERED.**

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16 DATED: July 14, 2008

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19 Hon. Thomas J. Whelan  
United States District Judge  
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